

House File 662

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1 3 AN ACT
1 4 RELATING TO THE FUNDING OF, THE OPERATION OF, AND APPROPRIATION
1 5 OF MONEYS TO THE COLLEGE STUDENT AID COMMISSION, THE
1 6 DEPARTMENT FOR THE BLIND, THE DEPARTMENT OF CULTURAL AFFAIRS,
1 7 THE DEPARTMENT OF EDUCATION, AND THE STATE BOARD OF REGENTS
1 8 AND INCLUDING AN EFFECTIVE DATE AND RETROACTIVE APPLICABILITY
1 9 DATE PROVISION.

1 10
1 11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 12
1 13 COLLEGE STUDENT AID COMMISSION

1 14 Section 1. There is appropriated from the general fund of
1 15 the state to the college student aid commission for the fiscal
1 16 year beginning July 1, 2003, and ending June 30, 2004, the
1 17 following amounts, or so much thereof as may be necessary, to
1 18 be used for the purposes designated:

1 19 1. GENERAL ADMINISTRATION

1 20 For salaries, support, maintenance, miscellaneous purposes,
1 21 and for not more than the following full-time equivalent
1 22 positions:

1 23 \$ 289,433
1 24 FTEs 4.21

1 25 2. STUDENT AID PROGRAMS

1 26 For payments to students for the Iowa grant program:

1 27 \$ 1,029,884

1 28 3. DES MOINES UNIVERSITY == OSTEOPATHIC MEDICAL CENTER

1 29 For the Des Moines university == osteopathic medical center
1 30 for an initiative in primary health care to direct primary
1 31 care physicians to shortage areas in the state:

1 32 \$ 355,334

1 33 4. ACCELERATED CAREER EDUCATION GRANT PROGRAM

1 34 For the accelerated career education grant program

1 35 established in section 261.22:

2 1 \$ 224,895

2 2 5. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

2 3 For purposes of providing national guard educational
2 4 assistance under the program established in section 261.86:

2 5 \$ 1,175,000

2 6 6. TEACHER SHORTAGE FORGIVABLE LOAN PROGRAM

2 7 For the teacher shortage forgivable loan program

2 8 established in section 261.111:

2 9 \$ 472,279

2 10 Sec. 2. WORK=STUDY APPROPRIATION NULLIFICATION FOR FY

2 11 2003=2004. Notwithstanding section 261.85, for the fiscal
2 12 year beginning July 1, 2003, and ending June 30, 2004, the
2 13 amount appropriated for the work=study program under section
2 14 261.85 shall be zero.

2 15 DEPARTMENT FOR THE BLIND

2 16 Sec. 3. ADMINISTRATION. There is appropriated from the
2 17 general fund of the state to the department for the blind for
2 18 the fiscal year beginning July 1, 2003, and ending June 30,
2 19 2004, the following amount, or so much thereof as is
2 20 necessary, to be used for the purposes designated:

2 21 For salaries, support, maintenance, miscellaneous purposes
2 22 and for not more than the following full-time equivalent
2 23 positions:

2 24 \$ 1,506,071

2 25 FTEs 106.50

2 26 DEPARTMENT OF CULTURAL AFFAIRS

2 27 Sec. 4. There is appropriated from the general fund of the
2 28 state to the department of cultural affairs for the fiscal
2 29 year beginning July 1, 2003, and ending June 30, 2004, the
2 30 following amounts, or so much thereof as is necessary, to be
2 31 used for the purposes designated:

2 32 1. ADMINISTRATION

2 33 For salaries, support, maintenance, miscellaneous purposes,
2 34 and for not more than the following full-time equivalent
2 35 positions:

3 1 \$ 217,633

3 2 FTEs 1.05

3 3 The department of cultural affairs shall coordinate
3 4 activities with the tourism division of the department of
3 5 economic development to promote attendance at the state

3 6 historical building and at this state's historic sites.

3 7 2. COMMUNITY CULTURAL GRANTS

3 8 For planning and programming for the community cultural

3 9 grants program established under section 303.3:

3 10 \$ 300,000

3 11 3. HISTORICAL DIVISION

3 12 For salaries, support, maintenance, miscellaneous purposes,

3 13 and for not more than the following full-time equivalent

3 14 positions:

3 15 \$ 2,798,238

3 16 FTEs 55.56

3 17 4. HISTORIC SITES

3 18 For salaries, support, maintenance, miscellaneous purposes,

3 19 and for not more than the following full-time equivalent

3 20 positions:

3 21 \$ 529,173

3 22 FTEs 8.00

3 23 5. ARTS DIVISION

3 24 For salaries, support, maintenance, miscellaneous purposes,

3 25 including funds to match federal grants and for not more than

3 26 the following full-time equivalent positions:

3 27 \$ 1,167,029

3 28 FTEs 6.89

3 29 DEPARTMENT OF EDUCATION

3 30 Sec. 5. There is appropriated from the general fund of the

3 31 state to the department of education for the fiscal year

3 32 beginning July 1, 2003, and ending June 30, 2004, the

3 33 following amounts, or so much thereof as may be necessary, to

3 34 be used for the purposes designated:

3 35 1. GENERAL ADMINISTRATION

4 1 For salaries, support, maintenance, miscellaneous purposes,

4 2 and for not more than the following full-time equivalent

4 3 positions:

4 4 \$ 5,031,243

4 5 FTEs 97.50

4 6 The director of the department of education shall ensure

4 7 that all school districts are aware of the state education

4 8 resources available on the state website for listing teacher

4 9 job openings and shall make every reasonable effort to enable

4 10 qualified practitioners to post their resumes on the state

4 11 website. The department shall administer the posting of job

4 12 vacancies for school districts, accredited nonpublic schools,

4 13 and area education agencies on the state website. The

4 14 department may coordinate this activity with the Iowa school

4 15 board association or other interested education associations

4 16 in the state.

4 17 2. VOCATIONAL EDUCATION ADMINISTRATION

4 18 For salaries, support, maintenance, miscellaneous purposes,

4 19 and for not more than the following full-time equivalent

4 20 positions:

4 21 \$ 481,582

4 22 FTEs 14.60

4 23 3. BOARD OF EDUCATIONAL EXAMINERS

4 24 For salaries, support, maintenance, miscellaneous purposes,

4 25 and for not more than the following full-time equivalent

4 26 positions:

4 27 \$ 42,702

4 28 FTEs 7.00

4 29 4. VOCATIONAL REHABILITATION SERVICES DIVISION

4 30 a. For salaries, support, maintenance, miscellaneous

4 31 purposes, and for not more than the following full-time

4 32 equivalent positions:

4 33 \$ 4,231,742

4 34 FTEs 281.50

4 35 The division of vocational rehabilitation services shall

5 1 seek funding from other sources, such as local funds, for

5 2 purposes of matching the state's federal vocational

5 3 rehabilitation allocation, as well as for matching other

5 4 federal vocational rehabilitation funding that may become

5 5 available.

5 6 Except where prohibited under federal law, the division of

5 7 vocational rehabilitation services of the department of

5 8 education shall accept client assessments, or assessments of

5 9 potential clients, performed by other agencies in order to

5 10 reduce duplication of effort.

5 11 Notwithstanding the full-time equivalent position limit

5 12 established in this lettered paragraph, for the fiscal year

5 13 ending June 30, 2004, if federal funding is received to pay

5 14 the costs of additional employees for the vocational

5 15 rehabilitation services division who would have duties

5 16 relating to vocational rehabilitation services paid for

5 17 through federal funding, authorization to hire not more than
5 18 4.00 additional full-time equivalent employees shall be
5 19 provided, the full-time equivalent position limit shall be
5 20 exceeded, and the additional employees shall be hired by the
5 21 division.

5 22 b. For matching funds for programs to enable persons with
5 23 severe physical or mental disabilities to function more
5 24 independently, including salaries and support, and for not
5 25 more than the following full-time equivalent position:
5 26 \$ 54,659
5 27 FTEs 1.00

5 28 The highest priority use for the moneys appropriated under
5 29 this lettered paragraph shall be for programs that emphasize
5 30 employment and assist persons with severe physical or mental
5 31 disabilities to find and maintain employment to enable them to
5 32 function more independently.

5 33 5. STATE LIBRARY

5 34 a. For salaries, support, maintenance, miscellaneous
5 35 purposes, and for not more than the following full-time
6 1 equivalent positions:
6 2 \$ 1,233,948
6 3 FTEs 18.00

6 4 b. For the enrich Iowa program:
6 5 \$ 1,741,982

6 6 (1) Funds allocated for purposes of the enrich Iowa
6 7 program as provided in this lettered paragraph shall be
6 8 distributed by the division of libraries and information
6 9 services to provide support for Iowa's libraries. The
6 10 commission of libraries shall develop rules governing the
6 11 allocation of funds provided by the general assembly for the
6 12 enrich Iowa program to provide direct state assistance to
6 13 public libraries and to fund the open access and access plus
6 14 programs. Direct state assistance to eligible public
6 15 libraries is provided as an incentive to improve library
6 16 services and to reduce inequities among communities in the
6 17 delivery of library services based on recognized and adopted
6 18 performance measures. Funds distributed as direct state
6 19 assistance shall be distributed to eligible public libraries
6 20 that are in compliance with performance measures adopted by
6 21 rule by the commission of libraries. The funds allocated as
6 22 provided in this lettered paragraph shall not be used for the
6 23 costs of administration by the division. The amount of direct
6 24 state assistance distributed under the enrich Iowa program for
6 25 the fiscal year beginning July 1, 2003, shall not be lower
6 26 than the amount distributed under the enrich Iowa program for
6 27 the fiscal year commencing July 1, 2002. The amount of direct
6 28 state assistance distributed to each eligible public library
6 29 shall be based upon the following:

6 30 (a) The level of compliance by the eligible public library
6 31 with the performance measures adopted by the commission as
6 32 provided in this subparagraph.

6 33 (b) The number of people residing within an eligible
6 34 library's geographic service area for whom the library
6 35 provides services.

7 1 (c) The amount of other funding the eligible public
7 2 library received in the previous fiscal year for providing
7 3 services to rural residents and to contracting communities.

7 4 (2) Moneys received by a public library under this
7 5 lettered paragraph shall supplement, not supplant, any other
7 6 funding received by the library.

7 7 (3) For purposes of this section, "eligible public
7 8 library" means a public library that meets all of the
7 9 following requirements:

7 10 (a) Submits to the division all of the following:

7 11 (i) The report provided for under section 256.51,
7 12 subsection 1, paragraph "h".

7 13 (ii) An application and accreditation report, in a format
7 14 approved by the commission, that provides evidence of the
7 15 library's compliance with at least one level of the standards
7 16 established in accordance with section 256.51, subsection 1,
7 17 paragraph "k".

7 18 (iii) Any other application or report the division deems
7 19 necessary for the implementation of the enrich Iowa program.

7 20 (b) Participates in the library resource and information
7 21 sharing programs established by the state library.

7 22 (c) Is a public library established by city ordinance or a
7 23 library district as provided in chapter 336.

7 24 (4) Each eligible public library shall maintain a separate
7 25 listing within its budget for payments received and
7 26 expenditures made pursuant to this lettered paragraph, and
7 27 shall annually submit this listing to the division.

7 28 (5) By January 15, 2004, the division shall submit a
7 29 program evaluation report to the general assembly and the
7 30 governor detailing the uses and the impacts of funds allocated
7 31 under this lettered paragraph.

7 32 (6) A public library that receives funds in accordance
7 33 with this lettered paragraph shall have an internet use policy
7 34 in place, which may or may not include internet filtering.
7 35 The library shall submit a report describing the library's
8 1 internet use efforts to the division.

8 2 (7) A public library that receives funds in accordance
8 3 with this lettered paragraph shall provide open access, the
8 4 reciprocal borrowing program, as a service to its patrons, at
8 5 a reimbursement rate determined by the state library.

8 6 6. LIBRARY SERVICE AREA SYSTEM
8 7 For state aid:
8 8 \$ 1,411,854

8 9 7. PUBLIC BROADCASTING DIVISION
8 10 For salaries, support, maintenance, capital expenditures,
8 11 miscellaneous purposes, and for not more than the following
8 12 full-time equivalent positions:
8 13 \$ 6,270,467
8 14 FTEs 78.00

8 15 8. REGIONAL TELECOMMUNICATIONS COUNCILS
8 16 For state aid and for not more than the following full-time
8 17 equivalent positions:
8 18 \$ 1,619,656
8 19 FTEs 7.00

8 20 a. Of the amount appropriated in this section, \$347,371
8 21 shall be allocated to the public broadcasting division for
8 22 purposes of providing support for functions related to the
8 23 Iowa communications network, including but not limited to the
8 24 following functions: development of distance learning
8 25 applications; development of a central information source on
8 26 the internet relating to educational uses of the network;
8 27 second-line technical support for network sites; testing and
8 28 initializing sites onto the network; and coordinating the work
8 29 of the education telecommunications council.

8 30 b. Of the amount appropriated in this section, \$1,272,285
8 31 shall be allocated to the regional telecommunications councils
8 32 established in section 8D.5. The regional telecommunications
8 33 councils shall use the funds to provide technical assistance
8 34 for network classrooms, planning and troubleshooting for local
8 35 area networks, scheduling of video sites, and other related
9 1 support activities.

9 2 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS
9 3 For reimbursement for vocational education expenditures
9 4 made by secondary schools:
9 5 \$ 3,012,209

9 6 Funds appropriated in this subsection shall be used for
9 7 expenditures made by school districts to meet the standards
9 8 set in sections 256.11, 258.4, and 260C.14 as a result of the
9 9 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used
9 10 as reimbursement for vocational education expenditures made by
9 11 secondary schools in the manner provided by the department of
9 12 education for implementation of the standards set in 1989 Iowa
9 13 Acts, chapter 278.

9 14 10. SCHOOL FOOD SERVICE
9 15 For use as state matching funds for federal programs that
9 16 shall be disbursed according to federal regulations, including
9 17 salaries, support, maintenance, and miscellaneous purposes:
9 18 \$ 2,574,034

9 19 11. IOWA EMPOWERMENT FUND
9 20 For deposit in the school ready children grants account of
9 21 the Iowa empowerment fund created in section 28.9:
9 22 \$ 13,724,712

9 23 a. From the moneys deposited in the school ready children
9 24 grants account for the fiscal year beginning July 1, 2003, and
9 25 ending June 30, 2004, not more than \$200,000 is allocated for
9 26 the community empowerment office and other technical
9 27 assistance activities. It is the intent of the general
9 28 assembly that regional technical assistance teams will be
9 29 established and will include staff from various agencies, as
9 30 appropriate, including the area education agencies, community
9 31 colleges, and the Iowa state university of science and
9 32 technology cooperative extension service in agriculture and
9 33 home economics. The Iowa empowerment board shall direct staff
9 34 to work with the advisory council to inventory technical
9 35 assistance needs. Funds allocated under this lettered
10 1 paragraph may be used by the Iowa empowerment board for the
10 2 purpose of skills development and support for ongoing training
10 3 of the regional technical assistance teams. However, funds

10 4 shall not be used for additional staff or for the
10 5 reimbursement of staff.
10 6 b. Notwithstanding any other provision of law to the
10 7 contrary, beginning July 1, 2003, the community empowerment
10 8 office, established as a division of the department of
10 9 management, shall use the documentation created by the
10 10 legislative fiscal bureau to implement a four-year phase-in
10 11 period of the distribution formula approved by the community
10 12 empowerment board.

10 13 c. As a condition of receiving funding appropriated in
10 14 this subsection, each community empowerment area board shall
10 15 report to the Iowa empowerment board progress on each of the
10 16 state indicators approved by the state board, as well as
10 17 progress on local indicators. The community empowerment area
10 18 board must also submit a written plan amendment extending by
10 19 one year the area's comprehensive school ready children grant
10 20 plan developed for providing services for children from birth
10 21 through five years of age and provide other information
10 22 specified by the Iowa empowerment board. The amendment may
10 23 also provide for changes in the programs and services provided
10 24 under the plan. The Iowa empowerment board shall establish a
10 25 submission deadline for the plan amendment that allows a
10 26 reasonable period of time for preparation of the plan
10 27 amendment and for review and approval or request for
10 28 modification of the plan amendment by the Iowa empowerment
10 29 board. In addition, the community empowerment board must
10 30 continue to comply with reporting provisions and other
10 31 requirements adopted by the Iowa empowerment board in
10 32 implementing section 28.8.

10 33 12. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

10 34 To provide funds for costs of providing textbooks to each
10 35 resident pupil who attends a nonpublic school as authorized by
11 1 section 301.1. The funding is limited to \$20 per pupil and
11 2 shall not exceed the comparable services offered to resident
11 3 public school pupils:

11 4 \$ 578,880

11 5 13. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

11 6 For purposes, as provided in law, of the student
11 7 achievement and teacher quality program established pursuant
11 8 to chapter 284:

11 9 \$ 44,275,000

11 10 14. COMMUNITY COLLEGES

11 11 For general state financial aid, including general
11 12 financial aid to merged areas in lieu of personal property tax
11 13 replacement payments, to merged areas as defined in section
11 14 260C.2, for vocational education programs in accordance with
11 15 chapters 258 and 260C:

11 16 \$139,260,763

11 17 The funds appropriated in this subsection shall be
11 18 allocated as follows:

11 19 a. Merged Area I	\$ 6,683,208
11 20 b. Merged Area II	\$ 7,850,326
11 21 c. Merged Area III	\$ 7,292,776
11 22 d. Merged Area IV	\$ 3,564,554
11 23 e. Merged Area V	\$ 7,457,487
11 24 f. Merged Area VI	\$ 6,909,220
11 25 g. Merged Area VII	\$ 9,969,086
11 26 h. Merged Area IX	\$ 12,261,253
11 27 i. Merged Area X	\$ 19,242,498
11 28 j. Merged Area XI	\$ 20,423,208
11 29 k. Merged Area XII	\$ 8,046,150
11 30 l. Merged Area XIII	\$ 8,273,870
11 31 m. Merged Area XIV	\$ 3,607,057
11 32 n. Merged Area XV	\$ 11,350,140
11 33 o. Merged Area XVI	\$ 6,329,930

11 34 Sec. 6. SUPPLEMENTAL AID FOR COMMUNITY COLLEGES.

11 35 Notwithstanding the provisions of section 8.33 or any other
12 1 provision of law to the contrary, moneys from the
12 2 appropriation made in 2001 Iowa Acts, chapter 177, section 1,
12 3 reserved for purposes of section 284.13, subsection 1,
12 4 paragraph "a", which remain unexpended or unencumbered on June
12 5 30, 2003, shall be spent by the department of education in the
12 6 following amount to supplement the general state financial aid
12 7 provided to community colleges pursuant to section 5,
12 8 subsection 14 of this Act:

12 9 \$ 762,675

12 10 The funds allocated in this subsection shall be distributed
12 11 as follows:

12 12 a. Merged Area I	\$ 36,600
12 13 b. Merged Area II	\$ 42,993
12 14 c. Merged Area III	\$ 39,940

12 15	d. Merged Area IV	\$	19,522
12 16	e. Merged Area V	\$	40,842
12 17	f. Merged Area VI	\$	37,839
12 18	g. Merged Area VII	\$	54,597
12 19	h. Merged Area IX	\$	67,150
12 20	i. Merged Area X	\$	105,383
12 21	j. Merged Area XI	\$	111,850
12 22	k. Merged Area XII	\$	44,066
12 23	l. Merged Area XIII	\$	45,313
12 24	m. Merged Area XIV	\$	19,754
12 25	n. Merged Area XV	\$	62,160
12 26	o. Merged Area XVI	\$	34,666

12 27 Sec. 7. BOARD OF EDUCATIONAL EXAMINERS LICENSING FEES.

12 28 Notwithstanding section 272.10, up to 85 percent of any funds
12 29 received annually resulting from an increase in fees approved
12 30 and implemented for licensing by the state board of
12 31 educational examiners after July 1, 1997, shall be available
12 32 for the fiscal year beginning July 1, 2003, to the state board
12 33 for purposes related to the state board's duties, including,
12 34 but not limited to, additional full-time equivalent positions.
12 35 The director of revenue and finance shall draw warrants upon
13 1 the treasurer of state from the funds appropriated as provided
13 2 in this section and shall make the funds resulting from the
13 3 increase in fees available during the fiscal year to the state
13 4 board on a monthly basis.

13 5 Sec. 8. NONREVERSION OF CAREER DEVELOPMENT FUNDS.

13 6 Notwithstanding section 8.33, moneys appropriated and
13 7 allocated by the general assembly for fiscal year 2001=2002
13 8 and fiscal year 2002=2003 for purposes of the career
13 9 development program pursuant to section 284.13, subsection 1,
13 10 paragraph "e", which remain unobligated or unexpended at the
13 11 end of the fiscal year ending June 30, 2003, shall remain
13 12 available for expenditure for the purposes for which they were
13 13 appropriated and allocated, for the fiscal year beginning July
13 14 1, 2003, and ending June 30, 2004.

13 15 STATE BOARD OF REGENTS

13 16 Sec. 9. There is appropriated from the general fund of the

13 17 state to the state board of regents for the fiscal year
13 18 beginning July 1, 2003, and ending June 30, 2004, the
13 19 following amounts, or so much thereof as may be necessary, to
13 20 be used for the purposes designated:

13 21 1. OFFICE OF STATE BOARD OF REGENTS

13 22 a. For salaries, support, maintenance, miscellaneous
13 23 purposes, and for not more than the following full-time
13 24 equivalent positions:

13 25	\$	1,190,152
13 26 FTEs		16.00

13 27 The state board of regents, the department of management,
13 28 and the legislative fiscal bureau shall cooperate to determine
13 29 and agree upon, by November 15, 2003, the amount that needs to
13 30 be appropriated for tuition replacement for the fiscal year
13 31 beginning July 1, 2004.

13 32 The state board of regents shall submit a monthly financial
13 33 report in a format agreed upon by the state board of regents
13 34 office and the legislative fiscal bureau.

13 35 b. For allocation by the state board of regents to the
14 1 state university of Iowa, the Iowa state university of science
14 2 and technology, and the university of northern Iowa to
14 3 reimburse the institutions for deficiencies in their operating
14 4 funds resulting from the pledging of tuitions, student fees
14 5 and charges, and institutional income to finance the cost of
14 6 providing academic and administrative buildings and facilities
14 7 and utility services at the institutions:

14 8	\$	13,343,050
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14 9 c. For funds to be allocated to the southwest Iowa
14 10 graduate studies center:

14 11	\$	108,673
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14 12 d. For funds to be allocated to the siouxland interstate
14 13 metropolitan planning council for the tristate graduate center
14 14 under section 262.9, subsection 21:

14 15	\$	79,940
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14 16 e. For funds to be allocated to the quad=cities graduate
14 17 studies center:

14 18	\$	161,173
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14 19 2. STATE UNIVERSITY OF IOWA

14 20 a. General university, including lakeside laboratory
14 21 For salaries, support, maintenance, equipment,
14 22 miscellaneous purposes, and for not more than the following
14 23 full-time equivalent positions:

14 24	\$	232,423,103
14 25 FTEs		4,055.62

14 26 It is the intent of the general assembly that the
14 27 university continue progress on the school of public health
14 28 and the public health initiative for the purposes of
14 29 establishing an accredited school of public health and for
14 30 funding an initiative for the health and independence of
14 31 elderly Iowans. From the funds appropriated in this lettered
14 32 paragraph, the university may use up to \$2,100,000 for the
14 33 school of public health and the public health initiative.

14 34 b. University hospitals

14 35 For salaries, support, maintenance, equipment, and
15 1 miscellaneous purposes and for medical and surgical treatment
15 2 of indigent patients as provided in chapter 255, for medical
15 3 education, and for not more than the following full-time
15 4 equivalent positions:

15 5 \$ 28,833,519
15 6 FTEs 5,471.01

15 7 The university of Iowa hospitals and clinics shall, within
15 8 the context of chapter 255 and when medically appropriate,
15 9 make reasonable efforts to extend the university of Iowa
15 10 hospitals and clinics' use of home telemedicine and other
15 11 technologies to reduce the frequency of visits to the hospital
15 12 required by indigent patients. The university of Iowa
15 13 hospitals and clinics shall submit a report to the general
15 14 assembly and the legislative fiscal bureau by January 15,
15 15 2004, describing its use of these technologies to accomplish
15 16 this purpose.

15 17 The university of Iowa hospitals and clinics shall submit
15 18 quarterly a report regarding the portion of the appropriation
15 19 in this lettered paragraph expended on medical education. The
15 20 report shall be submitted in a format jointly developed by the
15 21 university of Iowa hospitals and clinics, the legislative
15 22 fiscal bureau, and the department of management, and shall
15 23 delineate the expenditures and purposes of the funds.

15 24 Funds appropriated in this lettered paragraph shall not be
15 25 used to perform abortions except medically necessary
15 26 abortions, and shall not be used to operate the early
15 27 termination of pregnancy clinic except for the performance of
15 28 medically necessary abortions. For the purpose of this
15 29 lettered paragraph, an abortion is the purposeful interruption
15 30 of pregnancy with the intention other than to produce a live=
15 31 born infant or to remove a dead fetus, and a medically
15 32 necessary abortion is one performed under one of the following
15 33 conditions:

15 34 (1) The attending physician certifies that continuing the
15 35 pregnancy would endanger the life of the pregnant woman.

16 1 (2) The attending physician certifies that the fetus is
16 2 physically deformed, mentally deficient, or afflicted with a
16 3 congenital illness.

16 4 (3) The pregnancy is the result of a rape which is
16 5 reported within 45 days of the incident to a law enforcement
16 6 agency or public or private health agency which may include a
16 7 family physician.

16 8 (4) The pregnancy is the result of incest which is
16 9 reported within 150 days of the incident to a law enforcement
16 10 agency or public or private health agency which may include a
16 11 family physician.

16 12 (5) The abortion is a spontaneous abortion, commonly known
16 13 as a miscarriage, wherein not all of the products of
16 14 conception are expelled.

16 15 The total quota allocated to the counties for indigent
16 16 patients for the fiscal year beginning July 1, 2003, shall not
16 17 be lower than the total quota allocated to the counties for
16 18 the fiscal year commencing July 1, 1998. The total quota
16 19 shall be allocated among the counties on the basis of the 2000
16 20 census pursuant to section 255.16.

16 21 c. Psychiatric hospital

16 22 For salaries, support, maintenance, equipment,
16 23 miscellaneous purposes, for the care, treatment, and
16 24 maintenance of committed and voluntary public patients, and
16 25 for not more than the following full-time equivalent
16 26 positions:

16 27 \$ 7,442,887
16 28 FTEs 272.11

16 29 d. Center for disabilities and development

16 30 For salaries, support, maintenance, miscellaneous purposes,
16 31 and for not more than the following full-time equivalent
16 32 positions:

16 33 \$ 6,724,505
16 34 FTEs 143.34

16 35 From the funds appropriated in this lettered paragraph,
17 1 \$200,000 shall be allocated for purposes of the employment

17 2 policy group.

17 3 e. Oakdale campus

17 4 For salaries, support, maintenance, miscellaneous purposes,

17 5 and for not more than the following full-time equivalent

17 6 positions:

17 7 \$ 2,808,191

17 8 FTEs 43.25

17 9 f. State hygienic laboratory

17 10 For salaries, support, maintenance, miscellaneous purposes,

17 11 and for not more than the following full-time equivalent

17 12 positions:

17 13 \$ 4,018,388

17 14 FTEs 102.49

17 15 g. Family practice program

17 16 For allocation by the dean of the college of medicine, with

17 17 approval of the advisory board, to qualified participants, to

17 18 carry out chapter 148D for the family practice program,

17 19 including salaries and support, and for not more than the

17 20 following full-time equivalent positions:

17 21 \$ 2,193,798

17 22 FTEs 192.40

17 23 h. Child health care services

17 24 For specialized child health care services, including

17 25 childhood cancer diagnostic and treatment network programs,

17 26 rural comprehensive care for hemophilia patients, and the Iowa

17 27 high-risk infant follow-up program, including salaries and

17 28 support, and for not more than the following full-time

17 29 equivalent positions:

17 30 \$ 685,914

17 31 FTEs 53.46

17 32 i. Statewide cancer registry

17 33 For the statewide cancer registry, and for not more than

17 34 the following full-time equivalent positions:

17 35 \$ 188,886

18 1 FTEs 2.40

18 2 j. Substance abuse consortium

18 3 For funds to be allocated to the Iowa consortium for

18 4 substance abuse research and evaluation, and for not more than

18 5 the following full-time equivalent positions:

18 6 \$ 68,553

18 7 FTEs 1.50

18 8 k. Center for biocatalysis

18 9 For the center for biocatalysis, and for not more than the

18 10 following full-time equivalent positions:

18 11 \$ 931,420

18 12 FTEs 5.20

18 13 l. Primary health care initiative

18 14 For the primary health care initiative in the college of

18 15 medicine and for not more than the following full-time

18 16 equivalent positions:

18 17 \$ 803,013

18 18 FTEs 7.75

18 19 From the funds appropriated in this lettered paragraph,

18 20 \$330,000 shall be allocated to the department of family

18 21 practice at the state university of Iowa college of medicine

18 22 for family practice faculty and support staff.

18 23 m. Birth defects registry

18 24 For the birth defects registry and for not more than the

18 25 following full-time equivalent positions:

18 26 \$ 47,170

18 27 FTEs 1.30

18 28 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

18 29 a. General university

18 30 For salaries, support, maintenance, equipment,

18 31 miscellaneous purposes, and for not more than the following

18 32 full-time equivalent positions:

18 33 \$183,134,521

18 34 FTEs 3,647.42

18 35 It is the intent of the general assembly that the

19 1 university continue progress on the center for excellence in

19 2 fundamental plant sciences. From the funds appropriated in

19 3 this lettered paragraph, the university may use up to

19 4 \$4,670,000 for the center for excellence in fundamental plant

19 5 sciences.

19 6 b. Agricultural experiment station

19 7 For salaries, support, maintenance, miscellaneous purposes,

19 8 and for not more than the following full-time equivalent

19 9 positions:

19 10 \$ 32,712,448

19 11 FTEs 546.98

19 12 c. Cooperative extension service in agriculture and home

19 13 economics
 19 14 For salaries, support, maintenance, miscellaneous purposes,
 19 15 and for not more than the following full-time equivalent
 19 16 positions:
 19 17 \$ 20,815,676
 19 18 FTEs 383.34
 19 19 d. Leopold center
 19 20 For agricultural research grants at Iowa state university
 19 21 under section 266.39B, and for not more than the following
 19 22 full-time equivalent positions:
 19 23 \$ 489,648
 19 24 FTEs 11.25
 19 25 e. Livestock disease research
 19 26 For deposit in and the use of the livestock disease
 19 27 research fund under section 267.8:
 19 28 \$ 232,749
 19 29 4. UNIVERSITY OF NORTHERN IOWA
 19 30 a. General university
 19 31 For salaries, support, maintenance, equipment,
 19 32 miscellaneous purposes, and for not more than the following
 19 33 full-time equivalent positions:
 19 34 \$ 82,228,033
 19 35 FTEs 1,398.01
 20 1 It is the intent of the general assembly that the
 20 2 university continue progress on the implementation of a
 20 3 masters in social work program. From the funds appropriated
 20 4 in this lettered paragraph, the university may use up to
 20 5 \$450,000 for the implementation of the masters in social work
 20 6 program, up to \$100,000 for the roadside vegetation project,
 20 7 and up to \$200,000 for the Iowa office for staff development.
 20 8 b. Recycling and reuse center
 20 9 For purposes of the recycling and reuse center, and for not
 20 10 more than the following full-time equivalent positions:
 20 11 \$ 217,290
 20 12 FTEs 3.00
 20 13 5. STATE SCHOOL FOR THE DEAF
 20 14 For salaries, support, maintenance, miscellaneous purposes,
 20 15 and for not more than the following full-time equivalent
 20 16 positions:
 20 17 \$ 8,107,934
 20 18 FTEs 126.60
 20 19 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
 20 20 For salaries, support, maintenance, miscellaneous purposes,
 20 21 and for not more than the following full-time equivalent
 20 22 positions:
 20 23 \$ 4,537,514
 20 24 FTEs 81.00
 20 25 7. TUITION AND TRANSPORTATION COSTS
 20 26 For payment to local school boards for the tuition and
 20 27 transportation costs of students residing in the Iowa braille
 20 28 and sight saving school and the state school for the deaf
 20 29 pursuant to section 262.43 and for payment of certain
 20 30 clothing, prescription, and transportation costs for students
 20 31 at these schools pursuant to section 270.5:
 20 32 \$ 15,103
 20 33 Sec. 10. MEDICAL ASSISTANCE == SUPPLEMENTAL AMOUNTS. For
 20 34 the fiscal year beginning July 1, 2003, and ending June 30,
 20 35 2004, the department of human services shall continue the
 21 1 supplemental disproportionate share and a supplemental
 21 2 indirect medical education adjustment applicable to state=
 21 3 owned acute care hospitals with more than 500 beds and shall
 21 4 reimburse qualifying hospitals pursuant to that adjustment
 21 5 with a supplemental amount for services provided medical
 21 6 assistance recipients. The adjustment shall generate
 21 7 supplemental payments intended to equal the state
 21 8 appropriation made to a qualifying hospital for treatment of
 21 9 indigent patients as provided in chapter 255. To the extent
 21 10 of the supplemental payments, a qualifying hospital shall,
 21 11 after receipt of the funds, transfer to the department of
 21 12 human services an amount equal to the actual supplemental
 21 13 payments that were made in that month. The aggregate amounts
 21 14 for the fiscal year shall not exceed the state appropriation
 21 15 made to the qualifying hospital for treatment of indigent
 21 16 patients as provided in chapter 255. The department of human
 21 17 services shall deposit these funds in the department's medical
 21 18 assistance account. To the extent that state funds
 21 19 appropriated to a qualifying hospital for the treatment of
 21 20 indigent patients as provided in chapter 255 have been
 21 21 transferred to the department of human services as a result of
 21 22 these supplemental payments made to the qualifying hospital,
 21 23 the department shall not, directly or indirectly, recoup the

21 24 supplemental payments made to a qualifying hospital for any
21 25 reason, unless an equivalent amount of the funds transferred
21 26 to the department of human services by a qualifying hospital
21 27 pursuant to this provision is transferred to the qualifying
21 28 hospital by the department.

21 29 If the state supplemental amount allotted to the state of
21 30 Iowa for the federal fiscal year beginning October 1, 2003,
21 31 and ending September 30, 2004, pursuant to section 1923(f)(3)
21 32 of the federal Social Security Act, as amended, or pursuant to
21 33 federal payments for indirect medical education is greater
21 34 than the amount necessary to fund the federal share of the
21 35 supplemental payments specified in the preceding paragraph,
22 1 the department of human services shall increase the
22 2 supplemental disproportionate share or supplemental indirect
22 3 medical education adjustment by the lesser of the amount
22 4 necessary to utilize fully the state supplemental amount or
22 5 the amount of state funds appropriated to the state university
22 6 of Iowa general education fund and allocated to the university
22 7 for the college of medicine. The state university of Iowa
22 8 shall transfer from the allocation for the college of medicine
22 9 to the department of human services, on a monthly basis, an
22 10 amount equal to the additional supplemental payments made
22 11 during the previous month pursuant to this paragraph. A
22 12 qualifying hospital receiving supplemental payments pursuant
22 13 to this paragraph that are greater than the state
22 14 appropriation made to the qualifying hospital for treatment of
22 15 indigent patients as provided in chapter 255 shall be
22 16 obligated as a condition of its participation in the medical
22 17 assistance program to transfer to the state university of Iowa
22 18 general education fund on a monthly basis an amount equal to
22 19 the funds transferred by the state university of Iowa to the
22 20 department of human services. To the extent that state funds
22 21 appropriated to the state university of Iowa and allocated to
22 22 the college of medicine have been transferred to the
22 23 department of human services as a result of these supplemental
22 24 payments made to the qualifying hospital, the department shall
22 25 not, directly or indirectly, recoup these supplemental
22 26 payments made to a qualifying hospital for any reason, unless
22 27 an equivalent amount of the funds transferred to the
22 28 department of human services by the state university of Iowa
22 29 pursuant to this paragraph is transferred to the qualifying
22 30 hospital by the department.

22 31 Continuation of the supplemental disproportionate share and
22 32 supplemental indirect medical education adjustment shall
22 33 preserve the funds available to the university hospital for
22 34 medical and surgical treatment of indigent patients as
22 35 provided in chapter 255 and to the state university of Iowa
23 1 for educational purposes at the same level as provided by the
23 2 state funds initially appropriated for that purpose.

23 3 The department of human services shall, in any compilation
23 4 of data or other report distributed to the public concerning
23 5 payments to providers under the medical assistance program,
23 6 set forth reimbursements to a qualifying hospital through the
23 7 supplemental disproportionate share and supplemental indirect
23 8 medical education adjustment as a separate item and shall not
23 9 include such payments in the amounts otherwise reported as the
23 10 reimbursement to a qualifying hospital for services to medical
23 11 assistance recipients.

23 12 For purposes of this section, "supplemental payment" means
23 13 a supplemental payment amount paid for medical assistance to a
23 14 hospital qualifying for that payment under this section.

23 15 Sec. 11. For the fiscal year beginning July 1, 2003, and
23 16 ending June 30, 2004, the state board of regents may use
23 17 notes, bonds, or other evidences of indebtedness issued under
23 18 section 262.48 to finance projects that will result in energy
23 19 cost savings in an amount that will cause the state board to
23 20 recover the cost of the projects within an average of six
23 21 years.

23 22 Sec. 12. Notwithstanding section 270.7, the department of
23 23 revenue and finance shall pay the state school for the deaf
23 24 and the Iowa braille and sight saving school the moneys
23 25 collected from the counties during the fiscal year beginning
23 26 July 1, 2003, for expenses relating to prescription drug costs
23 27 for students attending the state school for the deaf and the
23 28 Iowa braille and sight saving school.

23 29 Sec. 13. Section 261.25, subsection 1, Code 2003, is
23 30 amended to read as follows:

23 31 1. There is appropriated from the general fund of the
23 32 state to the commission for each fiscal year the sum of forty=
23 33 six million ~~one~~ four hundred seventeen thousand nine hundred
23 34 sixty-four dollars for tuition grants.

23 35 Sec. 14. Section 261.86, Code 2003, is amended by adding
24 1 the following new subsection:
24 2 NEW SUBSECTION. 6. Notwithstanding section 8.33, until
24 3 one year after the date the president of the United States or
24 4 the Congress of the United States declares a cessation of
24 5 hostilities ending operation Iraqi freedom, funds appropriated
24 6 for purposes of this section which remain unencumbered or
24 7 unobligated at the close of the fiscal year for which the
24 8 funds were appropriated shall not revert but shall be
24 9 available for expenditure for the following fiscal year for
24 10 purposes of this section.

24 11 Sec. 15. Section 284.5, subsection 3, Code 2003, is
24 12 amended to read as follows:

24 13 3. Each school district and area education agency shall
24 14 provide a beginning teacher mentoring and induction program
24 15 for all classroom teachers who are beginning teachers ~~by the~~
~~24 16 school year beginning July 1, 2002~~, and notwithstanding
24 17 section 284.4, subsection 1, a school district and an area
24 18 education agency shall be eligible to receive moneys under
24 19 section 284.13, subsection 1, paragraph "c", for ~~the fiscal~~
~~24 20 year beginning July 1, 2002, and ending June 30, 2003~~, to
~~24 21 establish purposes of implementing~~ a beginning teacher
24 22 mentoring and induction program in accordance with this
24 23 section.

24 24 Sec. 16. Section 284.13, subsection 1, paragraph f, Code
24 25 2003, is amended by striking the paragraph.

24 26 Sec. 17. Section 284.13, subsection 1, paragraphs b, c, d,
24 27 and e, Code 2003, are amended to read as follows:

24 28 b. For the fiscal year beginning July 1, ~~2002~~ 2003, and
24 29 ending June 30, ~~2003~~ 2004, to the department of education, the
24 30 amount of ~~one million four~~ seven hundred thousand dollars for
24 31 the issuance of national board certification awards in
24 32 accordance with section 256.44.

24 33 c. For the fiscal year beginning July 1, ~~2002~~ 2003, and
24 34 succeeding fiscal years, an amount up to four million ~~one two~~
24 35 hundred thousand dollars for first-year and second-year
25 1 beginning teachers, to the department of education for
25 2 distribution to school districts for purposes of the beginning
25 3 teacher mentoring and induction programs. A school district
25 4 shall receive one thousand three hundred dollars per beginning
25 5 teacher participating in the program. If the funds
25 6 appropriated for the program are insufficient to pay mentors
25 7 and school districts as provided in this paragraph, the
25 8 department shall prorate the amount distributed to school
25 9 districts based upon the amount appropriated. Moneys received
25 10 by a school district pursuant to this paragraph shall be
25 11 expended to provide each mentor with an award of five hundred
25 12 dollars per semester, at a minimum, for participation in the
25 13 school district's beginning teacher mentoring and induction
25 14 program; to implement the plan; and to pay any applicable
25 15 costs of the employer's share of contributions to federal
25 16 social security and the Iowa public employees' retirement
25 17 system or a pension and annuity retirement system established
25 18 under chapter 294, for such amounts paid by the district.

25 19 d. For the fiscal year beginning July 1, ~~2002~~ 2003, and
25 20 ending June 30, ~~2003~~ 2004, up to one million ~~seven hundred~~
~~25 21 thousand~~ dollars to the department of education for purposes
25 22 of establishing the evaluator training program, including but
25 23 not limited to ~~the development of criteria models~~; an
25 24 evaluation process; the training of providers; development of
25 25 a provider approval process; training materials and costs; for
25 26 payment to practitioners under section 284.10, subsection 3,
25 27 and to pay any applicable costs of the employer's share of
25 28 contributions to federal social security and the Iowa public
25 29 employees' retirement system or a pension and annuity
25 30 retirement system established under chapter 294, for such
25 31 amounts paid by the district; and for subsidies to school
25 32 districts for training costs. A portion of the funds
25 33 allocated to the department for purposes of this paragraph may
25 34 be used by the department for administrative purposes.

25 35 e. For the fiscal year beginning July 1, ~~2002~~ 2003, and
26 1 ending June 30, ~~2003~~ 2004, up to ~~fifty three hundred seventy=~~
~~26 2 five~~ thousand dollars to the department of education for
26 3 purposes of implementing the career development program
26 4 requirements of section 284.6, and the review panel
26 5 requirements of section 284.9. From the moneys allocated to
26 6 the department pursuant to this paragraph, not less than
26 7 seventy-five thousand dollars shall be used to administer the
26 8 ambassador to education position in accordance with section
26 9 256.45. A portion of the funds allocated to the department
26 10 for purposes of this paragraph may be used by the department

26 11 for administrative purposes.

26 12 Sec. 18. Section 284.13, subsection 1, paragraph g,
26 13 unnumbered paragraph 1, Code 2003, is amended to read as
26 14 follows:

26 15 For each fiscal year in which funds are appropriated for
26 16 purposes of this chapter, the moneys remaining after
26 17 distribution as provided in paragraphs "~~a~~" "~~b~~" through "~~f~~" "~~e~~"
26 18 and "h" shall be allocated to school districts in accordance
26 19 with the following formula:

26 20 Sec. 19. Section 284.13, subsection 1, Code 2003, is
26 21 amended by adding the following new paragraph:

26 22 NEW PARAGRAPH. i. Notwithstanding section 8.33, any
26 23 moneys remaining unencumbered or unobligated from the moneys
26 24 allocated for purposes of paragraphs "b" or "c" shall not
26 25 revert but shall remain available in the succeeding fiscal
26 26 year for expenditure for the purposes designated. The
26 27 provisions of section 8.39 shall not apply to the funds
26 28 appropriated pursuant to this subsection.

26 29 Sec. 20. Section 284.13, subsection 3, Code 2003, is
26 30 amended by striking the subsection.

26 31 Sec. 21. Section 294A.25, subsections 5 and 6, Code 2003,
26 32 are amended to read as follows:

26 33 5. For the fiscal year beginning July 1, ~~2001~~ 2002, and
26 34 ending June 30, ~~2002~~ 2003, the amount of fifty thousand
26 35 dollars to be paid to the department of education for
27 1 participation in a state and national project, the national
27 2 assessment of education progress, to determine the academic
27 3 achievement of Iowa students in math, reading, science, United
27 4 States history, or geography.

27 5 6. For the fiscal year beginning July 1, ~~2001~~ 2002, and
27 6 ending June 30, ~~2002~~ 2003, to the department of education from
27 7 phase III moneys, the amount of seventy-five thousand dollars
27 8 to administer the ambassador to education position in
27 9 accordance with section 256.45.

27 10 Sec. 22. EFFECTIVE DATES.

27 11 1. Section 6 of this Act, relating to the supplemental aid
27 12 for community colleges, being deemed of immediate importance,
27 13 takes effect upon enactment.

27 14 2. Section 21 of this Act, relating to the appropriation
27 15 of educational excellence moneys to the department of
27 16 education for purposes of the national assessment of education
27 17 progress and the ambassador to education position, being
27 18 deemed of immediate importance, takes effect upon enactment.

27 19 3. Section 8 of this Act, relating to the nonreversion of
27 20 career development funds, being deemed of immediate
27 21 importance, takes effect upon enactment.

27 22 4. The section of this Act, amending section 261.86, being
27 23 deemed of immediate importance, takes effect upon enactment
27 24 and applies retroactively to July 1, 2002.

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28 1 I hereby certify that this bill originated in the House and
28 2 is known as House File 662, Eightieth General Assembly.

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28 8 Approved _____, 2003

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CHRISTOPHER C. RANTS
Speaker of the House

MARY E. KRAMER
President of the Senate

MARGARET THOMSON
Chief Clerk of the House

THOMAS J. VILSACK
Governor